

ORDINANCE NO. 95- 10

ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE 90-16, AS AMENDED BY ORDINANCE NO. 93-6, THE "SURPLUS PROPERTY ORDINANCE", TO AMEND SECTION 5 - POLICIES AND PROCEDURES; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDE FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, adopted Ordinance 90-16, as amended by Ordinance No. 93-6, the "Surplus Property Ordinance" which authorized the disposal and retirement of surplus property; and

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, desires to further amend Ordinance 90-16, as amended by Ordinance 93-6, by amending the policies and procedures section of the Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1.

Section 5 of Ordinance No. 90-16, as amended by Ordinance 93-6 is hereby further amended as follows:

SECTION 5. POLICIES AND PROCEDURES

The provisions of Chapter 274, Florida Statutes, this Ordinance, and the Countywide Fixed Assets Policies and Procedures, as promulgated from time to time, shall be followed with regard to the disposal of surplus property. The County Administrator or his Designee shall take into consideration the best interests of the County when determining the value and condition of surplus property.

SECTION 2. REPEAL OF LAWS IN CONFLICT

All local laws and ordinances or parts of such ordinances applying to the unincorporated area of Palm Beach County in conflict with any provisions of this ordinance are hereby repealed to the extent of the conflict.

SECTION 3. SEVERABILITY

If any section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held by the Court to be unconstitutional, inoperative or void, such holding shall not

1 affect the remainder of this Ordinance.

2 SECTION 4. INCLUSION IN THE CODE OF LAWS AND
3 ORDINANCES

4 The provisions of this Ordinance shall become and be
5 made a part of the Code of Laws and Ordinances of Palm Beach
6 County, Florida. The sections of the Ordinance may be
7 renumbered or relettered to accomplish such, and the word
8 "ordinance" may be changed to "section," "article," or any other
9 appropriate word.

10 SECTION 5. EFFECTIVE DATE

11 The provisions of this Ordinance shall become
12 effective upon receipt of acknowledgement from the Secretary of
13 State.

14 APPROVED AND ADOPTED by the Board of County
15 Commissioners of Palm Beach County, Florida, on the ____ day of
16 APR 18 1995, 19__.

17 DOROTHY H. WILKEN,
18 CLERK

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY
COMMISSIONERS

21 By: [Signature]
22 Deputy Clerk

21 By: [Signature]
22 Chairman

29 APPROVED AS FOR FORM AND
30 LEGAL SUFFICIENCY

31 By: [Signature]
32 County Attorney

33 Acknowledgement by the Department of State of the
34 State of Florida, on the 27th day of April, 1995.

35 **EFFECTIVE DATE:** Acknowledgement from the Department
36 of State received on the 1st day of May, 1995, at 2:28
37 p.M., and filed in the Office of the Clerk of the Board of County
38 Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on 4/18/95
DATED at West Palm Beach, FL on 5/12/95
DOROTHY H. WILKEN, Clerk
By: [Signature] D C